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8 Attorneys for Plaintiff
FACEBOOK, INC.

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

14 FACEBOOK, INC.,

15 Plaintiff,

16 v.

17 POWER VENTURES, INC. a Cayman Island
corporation, STEVE VACHANI, an individual;
18 DOE 1, s/b/a POWER.COM, DOES 2-25,
inclusive,

19 Defendants.
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Case No. 5:08-cv-05780-JW (JCS)

**DECLARATION OF MONTE M.F.
COOPER IN SUPPORT OF THE
PARTIES' JOINT LETTER
REGARDING DEFENDANTS'
PRODUCTION OF COMPANY
EMAILS AND THE FURTHER
DEPOSITION OF DEFENDANT
POWER VENTURES, INC. AT
DEFENDANTS' EXPENSE**

Dept: Courtroom 9, 19th Floor
Judge: Hon. Chief Judge James Ware

1 I, Monte M.F. Cooper, declare:

2 1. I am a member of, and in good standing with, the Bar of the State of California and
3 am admitted to practice before this Court. I am an attorney at the law firm of Orrick, Herrington
4 & Sutcliffe LLP, counsel to Plaintiff Facebook, inc. ("Facebook"). I make this declaration in
5 support of the Parties' Joint Letter Regarding Defendants' Production of Company Emails and the
6 Further Deposition of Defendant Power Ventures, Inc. at Defendants' Expense. I have personal
7 knowledge of the matters stated herein, and if called as a witness could and would testify
8 competently thereto.

9 2. Attached hereto as **Exhibit 1** is true and correct copies of excerpts of the July 20,
10 2011 deposition transcript of Steve Vachani. **[LODGED UNDER SEAL—DESIGNATED**
11 **“HIGHLY CONFIDENTIAL—ATTORNEYS’ EYES ONLY” PURSUANT TO**
12 **PROTECTIVE ORDER]**

13 3. Attached hereto as **Exhibit 2** is true and correct copies of transcript excerpts from
14 the January 9, 2012 deposition of Power Ventures, Inc., taken pursuant to Federal Rule of Civil
15 Procedure 30(b)(6). **[LODGED UNDER SEAL—DESIGNATED “HIGHLY**
16 **CONFIDENTIAL—ATTORNEYS’ EYES ONLY” PURSUANT TO PROTECTIVE**
17 **ORDER]**

18 4. Attached hereto as **Exhibit 3** is a true and correct copy of Facebook's First Set of
19 Discovery Requests served on Defendant Power on October 22, 2010.

20 5. Attached hereto as **Exhibit 4** is true and correct copies of transcript excerpts from
21 the November 4, 2011 hearing before the Honorable Judge Spero.

22 6. Attached hereto as **Exhibit 5** is a true and correct copy of a January 25, 2012
23 correspondence between Defendants' counsel and Facebook's counsel.

24 7. Attached hereto as **Exhibit 6** is a true and correct copy of a January 25, 2012
25 correspondence between Facebook's counsel and Defendants' counsel.

26 8. Attached hereto as **Exhibit 7** is a true and correct copy of a January 25, 2012
27 correspondence between Defendants' counsel and Facebook's counsel.

28 9. Attached hereto as **Exhibit 8** is a true and correct copy of Power's "Technology

1 Overview,” Bates numbered ZM0398-ZM0405.

2 10. Attached hereto as **Exhibit 9** is a true and correct copy of a December 26, 2008
3 correspondence between Elmo Cruz and Eric Santos. [**LODGED UNDER SEAL—**
4 **DESIGNATED “HIGHLY CONFIDENTIAL—ATTORNEYS’ EYES ONLY” PURSUANT**
5 **TO PROTECTIVE ORDER]**

6 I declare under penalty of perjury that the foregoing is true and correct to the best of my
7 knowledge. Executed this 26th day of January, 2012 at Menlo Park, California.

8
9 By: /s/ Monte M.F. Cooper /s/
MONTE M.F. COOPER